



St. Charles Parish
Meeting Agenda
Parish Council
Introductions

St. Charles Parish Courthouse
15045 Highway 18
P.O. Box 302
Hahnville, LA 70057
985-783-5000
scpcouncil@st-charles-la.us
<http://www.stcharlesparish-la.gov>

Council Chairman Wendy Benedetto
Councilmembers Carolyn K. Schexnaydre, Snookie Fauchaux,
Terrell D. Wilson, Mary Tastet, Paul J. Hogan, Larry Cochran,
Traci A. Fletcher, Julia Fisher-Perrier

Monday, March 11, 2013 **6:00 PM** **Council Chambers, Courthouse**
Final

INTRODUCTIONS

ORDINANCES/RESOLUTIONS INTRODUCED FOR PUBLICATION/PUBLIC HEARING

Monday, March 25, 2013, 6:00 pm, Council Chambers, Courthouse, Hahnville

2013-0070 (3/11/2013, St. Pierre, Jr., Department of Economic Development and Tourism)

An ordinance to approve and authorize the execution of a Cooperative Endeavor Agreement with the German Coast Farmers' Market to provide certain services to St. Charles Parish.

Legislative History

3/11/13 Parish President Introduced

S* 2013-0020 (3/11/2013, St. Pierre, Jr., Department of Finance)

An ordinance to approve and authorize the creation of the St. Charles Parish Retiree Benefits Funding Trust, including the establishment of the Board of Trustees, in accordance with the United States Internal Revenue Code, Section 115 Retiree Benefits Trust for GASB 45 Compliance, the Louisiana Trust Code and Louisiana Law, pursuant to the St. Charles Parish Retiree Health Insurance Plan.

Legislative History

1/30/13 Contract/Finance and Administrative No Quorum
Committee

3/11/13 Parish President Introduced

S* 2013-0085 (3/11/2013, St. Pierre, Jr., Department of Emergency Preparedness)

An ordinance to approve and authorize the execution of a Right of Way and Servitude Agreement by St. Charles Parish to Entergy Louisiana, LLC on the property of 15026 River Road, Hahnville.

Legislative History

3/11/13 Parish President Introduced

S* 2013-0084 (3/11/2013, St. Pierre, Jr., Department of Planning & Zoning)

An ordinance to amend the Zoning Ordinance of 1981, Ordinance No. 81-10-6, to approve a change of zoning classification from R-1A to C-2 at Lot 10A of Block 105 of a portion of Ellington Plantation as requested by First National Bank, USA.

Legislative History

1/17/13	Department of Planning & Zoning	Received/Assigned PH	
3/7/13	Department of Planning & Zoning	Recommended Approval	Planning Commission
3/7/13	Planning Commission	Recommended Approval	Parish Council
3/11/13	Parish President	Introduced	

S* 2013-0086 (3/11/2013, Cochran, Fauchaux, Benedetto)

An ordinance to approve and authorize the execution of an Agreement between Tauzin Consultants, LLC and St. Charles Parish for governmental affairs representation.

Legislative History

3/11/13	Council Member(s)	Introduced
---------	-------------------	------------

S* 2013-0087 (3/11/2013, St. Pierre, Jr., General Government Buildings)

An ordinance to approve and authorize the execution of a Contract with Southern Construction of Metairie, LLC, for the St. Charles Parish Courthouse Door and Window Replacement project, HMPG # 1786-089-0001, FEMA Project #0071, in the amount of \$358,052.00.

Legislative History

3/11/13	Parish President	Introduced
---------	------------------	------------

~ 2013-0088 (3/11/2013, St. Pierre, Jr., Chief Administrative Officer)

An ordinance to authorize the Parish President to sign and approve a Consent Judgment to make full and final settlement in the matter entitled Bayou Fleet Partnership, L.L.P. vs. St. Charles Parish, Civil Action No. 10-1557, Section B (3) pending in the United States District Court for the Eastern District of Louisiana.

Legislative History

3/11/13	Parish President	Introduced
---------	------------------	------------

St. Charles Parish will upon request and with three (3) days advanced notice provide reasonable accommodation to any disabled individual wishing to attend the meeting. Anyone requiring reasonable accommodation is requested to contact the Office of the Council Secretary at (985) 783-5000 to discuss the particular accommodations needed.

2013-0088

INTRODUCED BY: V.J. ST. PIERRE, JR., PARISH PRESIDENT
(CHIEF ADMINISTRATIVE OFFICER)

ORDINANCE NO. _____

An ordinance to authorize the Parish President to sign and approve a Consent Judgment to make full and final settlement in the matter entitled Bayou Fleet Partnership, L.L.P. vs. St. Charles Parish, Civil Action No. 10-1557, Section B (3) pending in the United States District Court for the Eastern District of Louisiana.

WHEREAS, the Consent Judgment provides for a \$50,000 payment to Bayou Fleet Partnership, LLP, said amount to be paid by the Parish's underwriters in consideration for the full and final settlement of the pending litigation; and,

WHEREAS, in addition to the monetary consideration for settlement, the following shall also be contained in the Consent Judgment:

Parcels of batture property owned by Bayou Fleet Partnership, LLP located in Hahnville, Louisiana and currently zoned B-1 with B-2 uses would be rezoned B-2 with deed restrictions limiting the use of the property to the current B-2 uses in both scope and size as defined in Consent Judgment by Bayou Fleet, Inc. and the Parish of St. Charles in the case *Bayou Fleet vs. Ellis A. Alexander, et. al*, Case No. 97-2205, United States District Court for the Eastern District of Louisiana with the following conditions and exceptions:

- (a) Property previously known as the "Old Rivarde Tract" which is not contiguous to Bayou Fleet Partnership, LLP's main tracts shall have no B-2 uses,
- (b) At Bayou Fleet Partnership's option, the existing warehouse located on Bayou Fleet Partnership, LLP's batture property may be demolished and a new warehouse may be built on Bayou Fleet's batture property at a location that is closer to the Mississippi River. The use of the new warehouse is limited to existing B-2 uses and the new warehouse cannot exceed the size of the current warehouse,
- (c) The Parish will not object to the installation of a land-based crane per application number MVN 1997-05027EQ submitted by Bayou Fleet, Inc. to the United States Corps of Engineers dated September 20, 2010, but the crane may only be used from legal sunrise to legal sunset.

THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS:

SECTION I. That the Parish President is hereby authorized to enter in a Consent Judgment authorizing underwriters to issue payment to Bayou Fleet Partnership, L.L.P., in the amount of \$50,000 and to agree to the compromises on the use of Bayou Fleet Partnership, LLP's batture property as set forth in the settlement offer in consideration for a full and final settlement and compromise of all claims between and among the parties in connection with the above referenced litigation.

The foregoing ordinance having been submitted to a vote, the vote thereon was as follows:

And the ordinance was declared adopted this _____ day of _____, 2013, to become effective five (5) days after publication in the Official Journal.

CHAIRMAN: _____

SECRETARY: _____

DLVD/PARISH PRESIDENT: _____

APPROVED: _____ DISAPPROVED: _____

PARISH PRESIDENT: _____

RETD/SECRETARY: _____

AT: _____ RECD BY: _____